

DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES - GENERAL

**FILED**  
DISTRICT COURT OF GUAM

AUG 10 2005

MARY L.M. MORAN  
CLERK OF COURT

CASE NO. 98-00310

DATE: 08/09/2005

HON. CONSUELO B. MARSHALL, Designated Judge, Presiding  
Court Reporter: Wanda M. Miles  
Hearing Electronically Recorded: 5:02:24 - 5:18:50

Law Clerk: NONE PRESENT  
Courtroom Deputy: Virginia T. Kilgore  
CSO: J. McDonald / P. Tajeron

\*\*\*\*\* APPEARANCES \*\*\*\*\*

DEFT: **REX S. ALADO aka "REX"**  
(X) PRESENT (X) CUSTODY ( ) BOND ( ) P.R.

ATTY : **SAMUEL TEKER**  
(X) PRESENT (X) RETAINED ( ) FPD ( ) CJA APPOINTED

U.S. ATTORNEY: MARIVIC DAVID

AGENT: ROB ROBERTSON, BUREAU OF IMMIGRATION &  
CUSTOMS ENFORCEMENT

U.S. PROBATION: MARIA CRUZ

U.S. MARSHAL: W. GRAY

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PROCEEDINGS: CHANGE OF PLEA

- ( ) COMPLAINT READ TO DEFENDANT  
( ) FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: \_\_\_\_\_, ATTORNEY APPOINTED  
( ) DEFENDANT SWORN AND EXAMINED: AGE: \_\_\_\_\_ HIGH SCHOOL COMPLETED: \_\_\_\_\_  
( ) DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES  
( ) REMOVAL/IDENTITY HEARING ( ) CONDUCTED ( ) WAIVED ( ) SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
( ) WARRANT OF REMOVAL ISSUED  
( ) GOV'T SUMMARIZES THE EVIDENCE ( ) GOV'T SUBMITS TO THE PLEA AGREEMENT  
( ) COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT  
OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA  
( ) DEFENDANT WAIVE READING OF ( ) COMPLAINT ( ) INFORMATION ( ) INDICTMENT  
( ) PLEA ENTERED: ( ) GUILTY ( ) NOT GUILTY - TO: \_\_\_\_\_  
( ) COUNT(S) \_\_\_\_\_ DISMISSED ON GOVERNMENT'S MOTION  
( ) PLEA AGREEMENT FILED: \_\_\_\_\_ PLEA: ( ) ACCEPTED ( ) REJECTED  
( ) COURT ORDERS PLEA AGREEMENT SEALED  
( ) COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: \_\_\_\_\_ FOR RECOMMENDATION.  
( ) SENTENCING DATE: \_\_\_\_\_ at \_\_\_\_\_ ( ) STATUS HEARING: \_\_\_\_\_ at \_\_\_\_\_  
( ) PRESENTENCE REPORT ORDERED AND DUE: \_\_\_\_\_  
( ) PRELIMINARY EXAMINATION SET FOR: \_\_\_\_\_  
( ) ARRAIGNMENT SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
( ) TRIAL SET FOR: \_\_\_\_\_

PROCEEDINGS CONTINUED TO: AUGUST 10, 2005 at 1:30 P.M.

- ( ) DEFENDANT TO BE RELEASED ON BOND (see release conditions on page 2)  
( ) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR ( ) PROCESSING ( ) DETENTION  
( ) DETENTION HEARING REQUESTED BY \_ GOV'T \_ DEFT IS SET FOR: \_\_\_\_\_ at \_\_\_\_\_  
( ) DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

The Court and counsel discussed the amended plea agreement. Defense counsel stated that the plea is pursuant to Fed. R. Crim. P. 11(c)(1)C. He further stated that if the plea is accepted he will move to withdraw his Motion to Dismiss. Defense counsel requested the Court for a continuance so that he may consult with his client about his options and the nature of the plea. No objection. GRANTED.